

tion, and I am instructed to report it back to the Senate with the recommendation that it do pass.

BEATY, Chairman.

JUDICIAL DISTRICTS.

Committee Room,
Austin, Texas, March 15, 1905.
Hon. Geo. D. Neal, President of the Senate.

Sir: Your Committee on Judicial Districts, to whom was referred

House bill No. 487, a bill to be entitled "An Act to reorganize the Eighteenth Judicial District, and to create the Sixty-fifth Judicial District of the State of Texas, prescribing the times of holding the district court therein; and providing for the appointment of a district judge for the Sixty-fifth Judicial District,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and that it be not printed.

BEATY, Acting Chairman.

ENGROSSING DEPARTMENT.

Committee Room,
Austin, Texas, March 14, 1905.
Hon. Geo. D. Neal, President of the Senate.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 118, being "An Act to amend Article 643 of the Revised Statutes of the State of Texas prescribing what must be set forth in the charter of a domestic corporation,"

And find the same correctly engrossed.

LOONEY, Acting Chairman.

Committee Room,
Austin, Texas, March 15, 1905.
Hon. Geo. D. Neal, President of the Senate:

Sir: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 138, being "An Act to define the business of a railway ticket broker and to license and to regulate such business and to provide a penalty to enforce the provisions of this act and to repeal all laws or parts of laws in conflict herewith,"

And find the same correctly engrossed.

BARRETT, Chairman.

Committee Room,
Austin, Texas, March 11, 1905.
Hon. Geo. D. Neal, President of the Senate.

Sir: Your Committee on Engrossed

Bills have carefully examined and compared

Senate bill No. 98, being "An Act to permit the issuance of life certificates to public school teachers,"

And find the same correctly engrossed.

LOONEY, Acting Chairman.

FORTY-SECOND DAY.

Senate Chamber,
Austin, Texas,
Thursday, March 16, 1905.

Senate met pursuant to adjournment, Lieutenant Governor George D. Neal presiding.

Roll called. Quorum present, the following Senators answering to their names:

Barrett.	Hicks.
Beaty.	Hill.
Brachfield.	Holland.
Chambers.	Looney.
Davidson.	Martin.
Decker.	McKamy.
Faulk.	Meachum.
Faust.	Paulus.
Glasscock.	Skinner.
Griggs.	Smith.
Grinnan.	Stokes.
Hanger.	Stone.
Harbison.	Terrell.
Harper.	Willacy.
Hawkins.	

Absent.

Hale. Stafford.

Prayer by the Chaplain, Rev. H. M. Sears.

Pending the reading of the Journal of yesterday, on motion of Senator Stone the same was dispensed with.

(See Appendix for committee reports.)

PETITIONS AND MEMORIALS.

By Senator Meachum:

Keith, Texas, March 12, 1905.

Hon. McDonald Meachum, Austin, Texas.

Dear Sir: We notice that House bills relative to taxing values are now before the Senate; therefore some of my friends join me in the request to you to favor such a bill (or bills) as are not in favor of raising the ad valorem rate, as such property as is owned by farmers has always paid a full share of taxes. It seems to us only a matter of justice that other classes of values should be required to bear their share of the burden.

Numerously signed.

Senator Grinnan offered the following petitions:

Stephenville, Texas, March 14, 1905.
Hon. Arch Grinnan, Austin, Texas.

Dear Sir: This is to certify that we, the undersigned citizens of Erath county, Texas, have investigated some of the bills pending before the Legislature of the State of Texas, in session at Austin, some of which are for raising revenue for the expenses of the State. Some of these bills have been passed by the House of Representatives and are as follows: viz: The Bowser bill, taxing insurance companies 2 1-2 per cent of their gross receipts; the Love bill, taxing railroad companies 1 per cent of their gross earnings. The House has also passed the Williams intangible asset bill, to become effective two years after date of passage, and we are informed that the House will pass the Kennedy bill, which reaches almost every corporation doing business in the State. These measures are designed to become effective at once. We, the undersigned citizens and farmers of Erath county, do most heartily approve of all the above named bills and measures, and hope they will become the laws of this State, and to this end we do earnestly petition you, as the honorable Senator from this Senatorial District, to use your influence and vote to have these measures adopted by the Senate of the State of Texas. Hoping you will consider the above named bills favorably, we remain, yours truly,

This was done in mass meeting assembled on the 13th day of March, A. D. 1905.

T. B. McAdams, T. M. Snelgroes, J. B. Keller, H. D. Keller, J. B. McAdams, C. E. Fenner, D. M. Strong, R. J. Lloyd, W. K. Butler, Jasper Lee, J. S. Hughes, H. H. Hathaway, J. W. Harwell, W. A. Vinson, T. L. Love, H. L. Austin, Z. M. Vaughan, J. T. West, W. B. Bradfute, C. J. Lee, Mac Lee.

Fleming, Texas, March 13, 1905.
Mr. Grinnan, Austin, Texas.

Honorable Sir: We, the citizens of Voting Precinct No. 7, Comanche county, Texas, take the privilege of asking and begging you to use all of your power to have the Williams intangible tax bill made a law, and you will very much oblige us farmers.

Signed:

W. N. Renfro, Sr., J. H. Swann, J. P. Petter, D. J. Bean, J. T. Berrier, J. P. Conner, J. A. James, R. E. Conner, T. R. Pennington, James Couth, A. M. Drummond, E. M. Eanes, T. M. Eanes, J. A. Eanes, W. H. Nelson, I. C. Perdue, W. A. Conner, Ed. Conner, J. J. Johnson, Ed. Whitney, F. Perkins, Bill Parker, J. F. Forman, R. Cook, S. E. Seay, G. L. Albin, W. J. Albin, A. T.

Goore, T. J. Englin, D. B. Bryson, E. Bryson, B. F. Story, W. N. Cremor, W. A. Cremor, W. Little, J. W. Clemon, W. A. Clemon, A. Shankle, C. C. Shankle, A. D. Pettel, Tom Patton, T. I. Wyatt, Tom Hancock, G. W. Bean, D. Rinehart, J. Rinehart, T. J. Price, J. A. Cobbs, B. Cozort, John Burkes, Yest. Nelson, I. C. Kee, J. J. Kee, W. A. Kee, T. J. Elstun, W. J. Greggs, A. M. Douglas, W. J. Patton, B. White, R. L. Smith, W. N. Renfro, Jr., M. A. Renfro, D. E. Renfro, T. G. Albon, Wade Albin, W. T. Moore, John Largeton, D. Long, S. Black, A. G. Hamton, W. A. Hamton, R. L. Lane, P. C. Johnson.

To the Hon. Arch Grinnan, State Senator, Austin, Texas.

Dear Sir: We, the undersigned citizens, resident voters of Llano county, do hereby petition and pray that you vote for the following bills when they come before the Senate, to raise the money to meet the deficiency that now exists in the State treasury, and to keep same from occurring again:

First—The Bowser bill, taxing insurance companies 2 1-2 per cent of their gross receipts.

Second—The Love bill, taxing the railroad companies 1 per cent of their gross earnings.

Third—The Williams intangible assets bill, to become effective two years after date of passage.

Fourth—The Kennedy bill, if it passes the House, which reaches almost every corporation doing business in the State.

We also beg of you to do everything in your power to prevent a raise of the ad valorem taxes, which if raised will make the farming class bear the burden of the deficiency.

Signed—E. F. Shropshire, F. C. Willbern, Charley Gray, Will Gray, P. C. McCoy, T. A. Frazier, A. J. Young, G. S. Smith, G. W. Christian, E. M. Fleming, Ed. Graffay, W. M. Fleming, W. K. Rawls, J. Longbottom, A. H. Willbern, Commissioner Precinct No. 2, Llano County; J. E. Hodgson, W. A. Fox, W. W. Willbern, H. K. Willbern, Clint Calley, J. F. Bragg, J. M. Fleming.

By Senator Martin:

Holland, Texas, March 11, 1905.

To Hon. Senator Martin, Austin, Texas.

Dear Sir: We, the undersigned citizens and farmers of Bell county, Texas, respectfully request that you give your support to the Bowser bill taxing insurance companies, the Love bill taxing gross earnings of railroad companies, now pending in the Senate, and any other measure or bill of kindred nature calculating to raise the requisite sum to meet the deficiency in revenue

without increasing the present rate of ad valorem tax.

Signed—T. R. Floniken, E. M. Burgess, L. S. Cline, W. R. Leggett, J. H. Brand, E. J. Harris, D. B. Grout, J. A. Via, Hermann Hill, Wm. Daugherty, Jr., Chas. S. Jones.

By Senator Holland:

Galveston, Texas, March 15, 1905.

Hon. W. M. Holland, Senator for Galveston County, Austin, Texas.

Dear Sir: We, the undersigned practicing dentists of your district, wish hereby to call your attention to the bill amending the dental law of our State.

The bill is in the hands of Judge Greenwood of Hill and has for its object the elevation of the status of the profession in Texas and the more nearly bringing the law to a conformity of that of the other States.

These amendments have our unqualified endorsement, and we respectfully ask that if it be consistent with your ideas and views you give the said amendments your influence and support, provided in your opinion the amendments will not affect the constitutionality of our present law. Yours most respectfully,

Signed—H. W. Lubben, D. D. S.; Jos. P. Arnold, D. D. S.; Chas. D. Holmes, D. D. S.; R. E. Koehler, D. D. S.; R. H. Koehler, D. D. S.; A. A. Dyer, D. D. S.; Russel Markwell, D. D. S.; J. E. Caplen, D. D. S.

By Senator Smith:

Pilot Point, Texas, March 11, 1905.

Hon. Emory C. Smith, Austin, Texas.

Dear Sir: We, the undersigned farmers and citizens of Denton county, Fairview school precinct, respectfully solicit you to support the following bills, to wit, the Bowser bill, the Love bill, the Kennedy bill, the Williams intangible assets bill. Respectfully yours,

Signed—J. R. Morell, G. Q. Nell, A. S. Campbell, R. S. Davis, N. H. Laird, F. M. Laird, W. O. Corddell, J. R. Taylor, J. C. Campbell, D. L. Jones, L. G. Harris, A. F. Bates.

BILLS AND RESOLUTIONS.

(Bills.)

By Senator Hicks:

Senate bill No. 294, a bill to be entitled "An Act to amend Chapter 67 of the Acts of the Twenty-sixth Legislature, passed at its regular session, 1899, said chapter being 'An Act requiring the county commissioners court of any county, or the city council of any incorporated town or city in the State, to submit propositions for the

issuance of bonds to a vote of the qualified taxpayers of such county or incorporated city or town, and to repeal the provisions of all city charters in conflict herewith," by changing, altering and amending Section four (4) of said Chapter 67 so as to read as follows:

Sec. 4. This act shall not apply to funding bonds issued or to be issued for the funding of any valid outstanding bonds of said county; provided, that this act shall not apply to any bond issue when for a sum not exceeding \$2000, when issued for the purpose of repairing or making additions to buildings or structures for the building of which bonds are allowed to be issued.

And by adding to said act Section 7, declaring an emergency, and providing that this act shall take effect from and after its passage."

Read first time, and referred to Judiciary Committee No. 1.

By Senator Griggs:

Senate bill No. 295, a bill to be entitled "An Act to provide a method for the assessment and collection of taxes on real properties omitted from the tax rolls for any year or years since the year 1884, and a method of reassessing and collecting the tax on real properties on which former assessments are found to be invalid, or which have been declared invalid by any district court for any reason in any suit to enforce the collection of taxes on said properties."

Read first time, and referred to Judiciary Committee No. 1.

By Senator Barrett:

Senate bill No. 296, a bill to be entitled "An Act to make appropriation of \$3700 for necessary improvements at the Confederate Home, and declaring an emergency."

Read first time, and referred to Finance Committee.

(Resolution.)

By Senator Faulk:

Senate concurrent resolution No. 9:

Whereas, There is a mistake in the enrollment of Senate bill No. 11, which is now in the Governor's hands; therefore be it

Resolved by the Senate, the House concurring, that the Governor be requested to return said bill to the Senate for correction.

The resolution was read and adopted.

SENATE BILL NO. 84—PASSAGE OF.

On motion of Senator McKamy, the pending order of business (House bill No. 47), was suspended, and the Senate took up, out of its order, Senate bill No. 84.

The Chair laid before the Senate on second reading,

Senate bill No. 84, a bill to be entitled "An Act to provide for and regulate the granting of license to practice dentistry in the State of Texas, and to repeal all laws in conflict therewith."

On motion of Senator McKamy, the committee report, which recommended a substitute bill, was adopted.

Senator McKamy offered the following amendment:

Amend the bill by adding after Section 15 the following:

Section 16. The near approach of the end of the session, the crowded condition of the docket, the great importance to the people for an amendment to the dental law, creates an emergency an imperative public necessity requiring bills to be read on three several days be suspended, and that this bill be in force from and after its passage, and it is so enacted.

The amendment was adopted.

Bill read second time and ordered engrossed. On motion of Senator McKamy the constitutional rule requiring bills to be read on three several days was suspended and the bill put on its third reading and final passage by the following vote:

Yeas—26.

Barrett.	Hicks.
Beaty.	Hill.
Brachfield.	Holland.
Chambers.	Looney.
Davidson.	Martin.
Decker.	McKamy.
Faulk.	Meachum.
Faust.	Paulus.
Glasscock.	Skinner.
Grinnan.	Smith.
Hanger.	Stone.
Harbison.	Terrell.
Harper.	Willacy.
Hawkins.	

Absent.

Griggs.	Stafford.
Hale.	Stokes.

The bill, substitute Senate bill No. 84, was read third time and passed.

Senator McKamy moved to reconsider the vote by which the bill was passed, and lay that motion on the table.

The motion to table prevailed.

HOUSE BILL NO. 190—PASSAGE OF.

On motion of Senator Hill, the pending order of business (House bill No. 47), was suspended, and the Senate took up, out of its order, House bill No. 190.

The Chair laid before the Senate on second reading,

House bill No. 190, a bill to be entitled "An Act to authorize and require the Attorney General to bring suits for the value of timber destroyed, used and otherwise appropriated by persons and corporations on public free school, University, asylum and other public lands of the State; to fix the venue of said suits; to require the Commissioner of the General Land Office and county attorneys to report to the Attorney General, and to fix compensation of said officers for said services."

Senator Faulk offered the following amendment:

Amend lines 28 and 29, page 1, by striking out the following words: "In Travis county, Texas, or."

Senator Hawkins moved to table the amendment, which motion was lost by the following vote:

Yeas—11.

Decker.	Hill.
Glasscock.	Holland.
Grinnan.	Martin.
Hanger.	Meachum.
Harbison.	Stokes.
Hawkins.	

Nays—15.

Barrett.	Looney.
Beaty.	McKamy.
Brachfield.	Paulus.
Chambers.	Skinner.
Faulk.	Smith.
Faust.	Stone.
Harper.	Terrell.
Hicks.	

Absent.

Davidson.	Stafford.
Griggs.	Willacy.
Hale.	

Senator Grinnan offered the following substitute for the amendment:

Amend by striking out "Travis county," in line 20, and insert the following, "in any county in."

The substitute amendment was adopted by the following vote:

Yeas—16.

Barrett.	Hawkins.
Beaty.	Hicks.
Davidson.	Hill.
Decker.	Holland.
Glasscock.	Looney.
Grinnan.	Martin.
Hanger.	Meachum.
Harbison.	Willacy.

Nays—11.

Brachfield.	Chambers.
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Faulk.	Holland.
Faust.	Looney.
Glasscock.	McKamy.
Griggs.	Meachum.
Grinnan.	Paulus.
Hanger.	Skinner.
Harbison.	Smith.
Harper.	Stokes.
Hawkins.	Stone.
Hicks.	Terrell.
Hill.	Willacy.

Absent.

Hale.	Stafford.
Martin.	

The Chair laid before the Senate on second reading,

House bill No. 445, a bill to be entitled "An Act to amend Section 92 of an act entitled 'An Act to incorporate the city of Sherman in Grayson county, Texas, and to fix the boundaries thereof and to provide for its government, and management of its affairs,' passed by the Twenty-fourth Legislature, as amended, and to repeal all laws or parts of laws in conflict therewith, and to declare an emergency," so as to give said city power and means to pay off the judgment of W. C. Conner et al. against it.

Bill read second time and passed to a third reading.

On motion of Senator Harbison, the constitutional rule requiring bills to be read on three several days was suspended and the bill put on its third reading and final passage by the following vote:

Yeas—27.

Barrett.	Hicks.
Beaty.	Hill.
Brachfield.	Holland.
Chambers.	Looney.
Davidson.	McKamy.
Decker.	Meachum.
Faulk.	Paulus.
Faust.	Skinner.
Glasscock.	Smith.
Griggs.	Stokes.
Grinnan.	Stone.
Hanger.	Terrell.
Harbison.	Willacy.
Harper.	

Absent.

Hale.	Martin.
Hawkins.	Stafford.

The bill was read third time, and passed by the following vote:

Yeas—28.

Barrett.	Brachfield.
Beaty.	Chambers.

Decker.	Hill.
Davidson.	Holland.
Faulk.	Looney.
Faust.	McKamy.
Glasscock.	Meachum.
Griggs.	Paulus.
Grinnan.	Skinner.
Hanger.	Smith.
Harbison.	Stokes.
Harper.	Stone.
Hawkins.	Terrell.
Hicks.	Willacy.
Harper.	

Absent.

Hale.	Stafford.
Martin.	

Senator Harbison moved to reconsider the vote by which the bill was passed, and lay that motion on the table.

The motion to table prevailed.

HOUSE BILL NO. 47—PENDING.

On motion of Senator Stokes, the pending order of business, House bill No. 67, was suspended, and the Senate took up, out of its order, House bill No. 47.

The Chair laid before the Senate on second reading,

House bill No. 47, a bill to be entitled "An Act to amend Article 338, Title IX, Chapter 4, of the Penal Code of the State of Texas, as amended by the Acts of the Twenty-fifth Legislature, page 24, relating to carrying arms," amending the law so as to include any knife, the blade of which exceeds four inches in length, and increasing the punishment by making it a fine of not less than one hundred dollars nor more than two hundred dollars, and by confinement in the county jail not less than thirty days nor more than twelve months.

There being a favorable majority committee report and an unfavorable minority report,

Senator Harper moved that the minority report be adopted.

(Lieutenant Governor Neal in the chair.)

INVITATION.

Austin, Texas, March 15, 1905.
Hon. George D. Neal, Lieutenant Governor of Texas, and Honorable Senate of the State of Texas.

Gentlemen: In behalf of the Cattle Raisers' Association of Texas we desire to extend to you in person the invitation of the Cattle Raisers' Association.

tion of Texas to attend its annual convention to be held at Fort Worth on the 21st, 22d and 23d days of March, which we believe will be of great interest to your honorable body.

The Cattle Raisers' Association of Texas stands as the representative of one of the greatest industries of this State, both with respect to the economical question surrounding that industry and the laws that affect it. A number of addresses will be delivered and other proceedings will be had which we believe will be of interest to you, and it certainly will be a matter of congratulation to the association if your body will attend on such day as you may select. Very respectfully,
THE CATTLE RAISERS' ASSOCIATION OF TEXAS.

By JNO. B. LYTLE, Secretary.

On motion of Senator Hanger, the invitation was accepted.

BILLS SIGNED.

The Chair (Lieutenant Governor Neal) gave notice of signing, and did sign in the presence of the Senate after their captions had been read.

House bill No. 503, a bill to be entitled "An Act to grant a new charter to the city of Houston, Harris county, Texas, repealing all laws in conflict herewith, and declaring an emergency."

House bill No. 461, "An Act to provide that all volumes constituting a portion of the record of any county organized prior to January 1, 1882, wherein are recorded deeds, mortgages or trust deeds or other muniments of title to real estate situated in such county, which volumes and records are now and since the 1st of January, 1882, have been constantly among the archives of such county as records thereof, shall be and are declared to be in all respects lawful and valid records of such counties respectively, for all purposes whatsoever relating to titles to real estate, and to provide that certified copies of instruments recorded in said volumes made in accordance with law shall have the force and effect that certified copies of original records have in organized counties, and that same may be used for all lawful purposes for certified copies of original records in ordinary cases in organized counties."

House bill No. 62, "An Act to prescribe a period of limitation within which any person claiming the right to purchase or lease public free school, State, University or asylum lands heretofore sold or leased to others, shall bring his suit therefor."

House Concurrent Resolution No. 11, requesting the pardon of Mac Stewart, now confined in prison in the State of Chihuahua, in the Republic of Mexico.

ADJOURNMENT.

On motion of Senator Stone, the Senate, at 1 o'clock p. m., adjourned till tomorrow morning at 10 o'clock.

APPENDIX.

COMMITTEE REPORTS.

JUDICIARY NO. 1.

Committee Room,

Austin, Texas, Feb. 4, 1905.

Hon. Geo. D. Neal, President of the Senate.

Sir: Your Judiciary Committee No. 1, to whom was referred

Senate bill No. 156, a bill to be entitled "An Act to amend Subdivision 22, of Section 1, Chapter 18, of the Acts of the Twenty-fifth Legislature, the same being 'An Act to amend Article 5949, Chapter 1, Title CIV, of the Revised Statutes, relating to general occupation taxes,' and relating particularly to regularly recognized opera houses and theaters,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass.

HICKS, Chairman.

Committee Room.

Austin, Texas, March 14, 1905.

Hon. Geo. D. Neal, President of the Senate.

Sir: Your Judiciary Committee No. 1, to whom was referred

Senate bill No. 283, a bill to be entitled "An Act to amend Article 1442, Title XXX, Chapter 20, of the Revised Civil Statutes of Texas, pertaining to giving security for costs,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass.

HICKS, Chairman.

Committee Room.

Austin, Texas, March 14, 1905.

Hon. Geo. D. Neal, President of the Senate:

Sir: Your Judiciary Committee No. 1, to whom was referred

Senate bill No. 40, a bill to be entitled "An Act providing for the return of inventory, list of claims and list of indebtedness in the administration of community estates, amending Article 2224, Chapter 28, Title XXX, of the Revised Statutes of the State of Texas,"

Have had the same under consideration and I am instructed to report it back to the Senate with the recommendation that it do pass.

HICKS, Chairman.

Majority Report.

Committee Room,
Austin, Texas, March 14, 1905.
Hon. Geo. D. Neal, President of the Senate.

Sir: Your Judiciary Committee No. 1, to whom was referred

House bill No 54, a bill to be entitled "An Act to protect the lives and property of the traveling public, and the employes of the railroads in the State of Texas,"

Have had the same under consideration and I am instructed to report it back to the Senate with the recommendation that it do not pass.

HICKS, Chairman.

(Minority Report.)

Committee Room,
Austin, Texas, March 14, 1905.
Hon. Geo. D. Neal, President of the Senate:

Sir: Your Judiciary Committee No. 1, to whom was referred

House bill No 54, a bill to be entitled "An Act to protect the lives and property of the traveling public, and the employes of the railroads in the State of Texas,"

Have had the same under consideration, we, the minority, report it back to the Senate with the recommendation that it do pass.

GRINNAN,
BRACHFIELD.

JUDICIARY NO. 2.

Committee Room,
Austin, Texas, March 14, 1905.
Hon. Geo. D. Neal, President of the Senate.

Sir: Your Judiciary Committee No. 2, to whom was referred

House bill No. 251, a bill to be entitled "An Act to amend Chapter 153 of the General Laws of the State of Texas, passed at the regular session of the Twenty-fifth Legislature, and amended at the regular session of the Twenty-sixth Legislature, and at the regular session of the Twenty-seventh Legislature, and at the first called session of the Twenty-seventh Legislature, and at the regular session of the Twenty-eighth Legislature, 'An Act to prohibit the taking of fish from the fresh waters and streams of this State otherwise than by means of an ordinary hook and line and trotline, and to prohibit the sale or shipment of game fish in this State, and to provide penalties for the violation thereof,' by fixing a penalty for the use of poison,

dynamite or other explosives in killing, catching and taking fish,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass.

DAVIDSON, Chairman.

Committee Room,
Austin, Texas, March 14, 1905.
Hon. Geo. D. Neal, President of the Senate.

Sir: Your Judiciary Committee No. 2, to whom was referred

Senate bill No. 265, a bill to be entitled "An Act to amend Article 103, of the Penal Code of the State of Texas,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass.

Majority Report.

Committee Room,
Austin, Texas, March 14, 1905.
Hon. Geo. D. Neal, President of the Senate.

Sir: Your Judiciary Committee No. 2, to whom was referred

Senate bill No. 175, a bill to be entitled "An Act to prevent any person or persons, firm, corporation or association of persons, who loan money on farm produce, from charging a higher rate of interest than 10 per cent, either directly or indirectly, or by discount or otherwise, and affixing a penalty therefor,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass.

DAVIDSON, Chairman.

Minority Report.

Committee Room,
Austin, Texas, March 14, 1905.
Hon. Geo. D. Neal, President of the Senate:

Sir: We, a minority of your Judiciary Committee No. 2, to whom was referred

Senate bill No. 175, a bill to be entitled "An Act to prevent any person or persons, firm, corporations or association of persons, who loan money on farm produce, from charging a higher rate of interest than 10 per cent, either directly or indirectly, or by discount or otherwise, and affixing a penalty therefor,"

Have had the same under consideration, and beg leave to dissent from the report of the majority, and in lieu of said report recommend that the same do not pass.

DAVIDSON, Chairman.

Committee Room,
Austin, Texas, March 14, 1905.
Hon. Geo. D. Neal, President of the Senate.

Sir: Your Judiciary Committee No. 2, to whom was referred

Senate bill No. 286, a bill to be entitled "An Act to amend Chapter 3, Title IX, of the Code of Criminal Procedure of the State of Texas, by adding thereto Article 846a, as follows:

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass.

DAVIDSON, Chairman.

CITY AND TOWN CORPORATIONS.

Committee Room,
Austin, Texas, March 14, 1905.
Hon. Geo. D. Neal, President of the Senate.

Sir: Your Committee on City and Town Corporations, to whom was referred

House bill No. 444, a bill to be entitled "An Act to amend Section 91 of an act entitled 'An Act to incorporate the City of Sherman, in Grayson county Texas, and to fix the boundaries thereof, and to provide for its government, and the management of its affairs,' passed by the Twenty-fourth Legislature, as amended by an act of the Twenty-seventh Legislature, entitled 'An Act to amend Sections 91, 93 and 176 of an act entitled 'An Act to incorporate the City of Sherman, in Grayson county, Texas, and to fix the boundaries thereof, and to provide for its government, and the management of its affairs,' passed by the Twenty-fourth Legislature, and to repeal all laws or parts of laws in conflict therewith, and declaring an emergency,'"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and that the same be not printed.

BEATY, Chairman.

Committee Room,
Austin, Texas, 1905.
Hon. Geo. D. Neal, President of the Senate:

Sir: Your Committee on City and Town Corporations, to whom was referred

Senate bill No. 220, a bill to be entitled "An Act to authorize and empower the City Councils of all cities and towns incorporated under the General Laws of this State to establish saloon limits and to prohibit and suppress saloons, grogshops, tippling

houses and places where spirituous, vinous or malt liquors, or medicated bitters, capable of producing intoxication are sold at retail outside of such saloon limits, and to declare an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass.

BEATY, Chairman.

Committee Room,
Austin, Texas, March 15, 1905.
Hon. Geo. D. Neal, President of the Senate.

Sir: Your Committee on City and Town Corporations, to whom was referred

House bill No. 445, a bill to be entitled "An Act to amend Section 92 of an act entitled 'An Act to incorporate the city of Sherman, in Grayson county, Texas, and to fix the boundaries thereof, and to provide for its government and the management of its affairs, passed by the Twenty-fourth Legislature, as amended; and to appeal all laws or parts of laws in conflict therewith and declaring an emergency,'"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

BEATY, Chairman.

Committee Room,
Austin, Texas, March 15, 1905.
Hon. Geo. D. Neal, President of the Senate.

Sir: Your Committee on City and Town Corporations, to whom was referred

Senate bill No. 281, a bill to be entitled "An Act ratifying and confirming an ordinance passed by the board of commissioners of the city of Galveston on the 13th day of March, 1905, entitled 'An ordinance abandoning, closing and discontinuing certain streets, avenues, and alleys in the city of Galveston, and authorizing and empowering M. A. Low and his heirs and assigns to construct and perpetually maintain piers, docks, wharves, warehouses, depots, platforms, tracks, elevators, and to dredge or fill between and on the sides of such piers, docks, wharves, warehouses, depots, platforms, tracks and elevators on the shores of Galveston Bay within the corporate limits of the city of Galveston upon certain specified conditions and conditionally relinquishing any claims the State of Texas may have to part of the land therein described,'"

Have had the same under considera-

tion, and I am instructed to report it back to the Senate with the recommendation that it do pass.

BEATY, Chairman.

JUDICIAL DISTRICTS.

Committee Room,
Austin, Texas, March 15, 1905.
Hon. Geo. D. Neal, President of the Senate.

Sir: Your Committee on Judicial Districts, to whom was referred

House bill No. 487, a bill to be entitled "An Act to reorganize the Eighteenth Judicial District, and to create the Sixty-fifth Judicial District of the State of Texas, prescribing the times of holding the district court therein; and providing for the appointment of a district judge for the Sixty-fifth Judicial District,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and that it be not printed.

BEATY, Acting Chairman.

ENGROSSING DEPARTMENT.

Committee Room,
Austin, Texas, March 14, 1905.
Hon. Geo. D. Neal, President of the Senate.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 118, being "An Act to amend Article 643 of the Revised Statutes of the State of Texas prescribing what must be set forth in the charter of a domestic corporation,"

And find the same correctly engrossed.

LOONEY, Acting Chairman.

Committee Room,
Austin, Texas, March 15, 1905.
Hon. Geo. D. Neal, President of the Senate:

Sir: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 138, being "An Act to define the business of a railway ticket broker and to license and to regulate such business and to provide a penalty to enforce the provisions of this act and to repeal all laws or parts of laws in conflict herewith,"

And find the same correctly engrossed.

BARRETT, Chairman.

Committee Room,
Austin, Texas, March 11, 1905.
Hon. Geo. D. Neal, President of the Senate.

Sir: Your Committee on Engrossed

Bills have carefully examined and compared

Senate bill No. 98, being "An Act to permit the issuance of life certificates to public school teachers,"

And find the same correctly engrossed.

LOONEY, Acting Chairman.

FORTY-SECOND DAY.

Senate Chamber,
Austin, Texas,
Thursday, March 16, 1905.
Senate met pursuant to adjournment, Lieutenant Governor George D. Neal presiding.

Roll called. Quorum present, the following Senators answering to their names:

Barrett.	Hicks.
Beaty.	Hill.
Brachfield.	Holland.
Chambers.	Looney.
Davidson.	Martin.
Decker.	McKamy.
Faulk.	Meachum.
Faust.	Paulus.
Glasscock.	Skinner.
Griggs.	Smith.
Grinnan.	Stokes.
Hanger.	Stone.
Harbison.	Terrell.
Harper.	Willacy.
Hawkins.	

Absent.

Hale. Stafford.

Prayer by the Chaplain, Rev. H. M. Sears.

Pending the reading of the Journal of yesterday, on motion of Senator Stone the same was dispensed with.

(See Appendix for committee reports.)

PETITIONS AND MEMORIALS.

By Senator Meachum:

Keith, Texas, March 12, 1905.
Hon. McDonald Meachum, Austin, Texas.

Dear Sir: We notice that House bills relative to taxing values are now before the Senate; therefore some of my friends join me in the request to you to favor such a bill (or bills) as are not in favor of raising the ad valorem rate, as such property as is owned by farmers has always paid a full share of taxes. It seems to us only a matter of justice that other classes of values should be required to bear their share of the burden.

Numerously signed.

Senator Grinnan offered the following petitions:

Stephenville, Texas, March 14, 1905.

Hon. Arch Grinnan, Austin, Texas.

Dear Sir: This is to certify that we, the undersigned citizens of Erath county, Texas, have investigated some of the bills pending before the Legislature of the State of Texas, in session at Austin, some of which are for raising revenue for the expenses of the State. Some of these bills have been passed by the House of Representatives and are as follows: viz: The Bowser bill, taxing insurance companies 2 1-2 per cent of their gross receipts; the Love bill, taxing railroad companies 1 per cent of their gross earnings. The House has also passed the Williams intangible asset bill, to become effective two years after date of passage, and we are informed that the House will pass the Kennedy bill, which reaches almost every corporation doing business in the State. These measures are designed to become effective at once. We, the undersigned citizens and farmers of Erath county, do most heartily approve of all the above named bills and measures, and hope they will become the laws of this State, and to this end we do earnestly petition you, as the honorable Senator from this Senatorial District, to use your influence and vote to have these measures adopted by the Senate of the State of Texas. Hoping you will consider the above named bills favorably, we remain, yours truly,

This was done in mass meeting assembled on the 13th day of March, A. D. 1905.

T. B. McAdams, T. M. Snelgroes, J. B. Keller, H. D. Keller, J. B. McAdams, C. E. Fenner, D. M. Strong, R. J. Lloyd, W. K. Butler, Jasper Lee, J. S. Hughes, H. H. Hathaway, J. W. Harwell, W. A. Vinson, T. L. Love, H. L. Austin, Z. M. Vaughan, J. T. West, W. B. Bradfute, C. J. Lee, Mac Lee.

Fleming, Texas, March 13, 1905.
Mr. Grinnan, Austin, Texas.

Honorable Sir: We, the citizens of Voting Precinct No. 7, Comanche county, Texas, take the privilege of asking and begging you to use all of your power to have the Williams intangible tax bill made a law, and you will very much oblige us farmers.

Signed:

W. N. Renfro, Sr., J. H. Swann, J. P. Petter, D. J. Bean, J. T. Berrier, J. P. Conner, J. A. James, R. E. Conner, T. R. Pennington, James Couth, A. M. Drummond, E. M. Eanes, T. M. Eanes, J. A. Eanes, W. H. Nelson, I. C. Perdue, W. A. Conner, Ed. Conner, J. J. Johnson, Ed. Whitney, F. Perkins, Bill Parker, J. F. Forman, R. Cook, S. E. Seay, G. L. Albin, W. J. Albin, A. T.

Goore, T. J. Englin, D. B. Bryson, E. Bryson, B. F. Story, W. N. Cremor, W. A. Cremor, W. Little, J. W. Clemon, W. A. Clemon, A. Shankle, C. C. Shankle, A. D. Pettel, Tom Patton, T. I. Wyatt, Tom Hancock, G. W. Bean, D. Rinehart, J. Rinehart, T. J. Price, J. A. Cobbs, B. Cozort, John Burkes, Yest. Nelson, I. C. Kee, J. J. Kee, W. A. Kee, T. J. Elstun, W. J. Greggs, A. M. Douglas, W. J. Patton, B. White, R. L. Smith, W. N. Renfro, Jr., M. A. Renfro, D. E. Renfro, T. G. Albin, Wade Albin, W. T. Moore, John Largeton, D. Long, S. Black, A. G. Hamton, W. A. Hamton, R. L. Lane, P. C. Johnson.

To the Hon. Arch Grinnan, State Senator, Austin, Texas.

Dear Sir: We, the undersigned citizens, resident voters of Llano county, do hereby petition and pray that you vote for the following bills when they come before the Senate, to raise the money to meet the deficiency that now exists in the State treasury, and to keep same from occurring again:

First—The Bowser bill, taxing insurance companies 2 1-2 per cent of their gross receipts.

Second—The Love bill, taxing the railroad companies 1 per cent of their gross earnings.

Third—The Williams intangible assets bill, to become effective two years after date of passage.

Fourth—The Kennedy bill, if it passes the House, which reaches almost every corporation doing business in the State.

We also beg of you to do everything in your power to prevent a raise of the ad valorem taxes, which if raised will make the farming class bear the burden of the deficiency.

Signed—E. F. Shropshire, F. C. Willbern, Charley Gray, Will Gray, P. C. McCoy, T. A. Frazier, A. J. Young, G. S. Smith, G. W. Christian, E. M. Fleming, Ed. Graffay, W. M. Fleming, W. K. Rawls, J. Longbottom, A. H. Willbern, Commissioner Precinct No. 2, Llano County; J. E. Hodgson, W. A. Fox, W. W. Willbern, H. K. Willbern, Clint Calley, J. F. Bragg, J. M. Fleming.

By Senator Martin:

Holland, Texas, March 11, 1905.

To Hon. Senator Martin, Austin, Texas.

Dear Sir: We, the undersigned citizens and farmers of Bell county, Texas, respectfully request that you give your support to the Bowser bill taxing insurance companies, the Love bill taxing gross earnings of railroad companies, now pending in the Senate, and any other measure or bill of kindred nature calculating to raise the requisite sum to meet the deficiency in revenue

without increasing the present rate of ad valorem tax.

Signed—T. R. Floniken, E. M. Burgess, L. S. Cline, W. R. Leggett, J. H. Brand, E. J. Harris, D. B. Grout, J. A. Via, Hermann Hill, Wm. Daugherty, Jr., Chas. S. Jones.

By Senator Holland:

Galveston, Texas, March 15, 1905.

Hon. W. M. Holland, Senator for Galveston County, Austin, Texas.

Dear Sir: We, the undersigned practicing dentists of your district, wish hereby to call your attention to the bill amending the dental law of our State.

The bill is in the hands of Judge Greenwood of Hill and has for its object the elevation of the status of the profession in Texas and the more nearly bringing the law to a conformity of that of the other States.

These amendments have our unqualified endorsement, and we respectfully ask that if it be consistent with your ideas and views you give the said amendments your influence and support, provided in your opinion the amendments will not affect the constitutionality of our present law. Yours most respectfully,

Signed—H. W. Lubben, D. D. S.; Jos. P. Arnold, D. D. S.; Chas. D. Holmes, D. D. S.; R. E. Koehler, D. D. S.; R. H. Koehler, D. D. S.; A. A. Dyer, D. D. S.; Russel Markwell, D. D. S.; J. E. Caplen, D. D. S.

By Senator Smith:

Pilot Point, Texas, March 11, 1905.

Hon. Emory C. Smith, Austin, Texas.

Dear Sir: We, the undersigned farmers and citizens of Denton county, Fairview school precinct, respectfully solicit you to support the following bills, towit, the Bowser bill, the Love bill, the Kennedy bill, the Williams intangible assets bill. Respectfully yours,

Signed—J. R. Morell, G. Q. Nell, A. S. Campbell, R. S. Davis, N. H. Laird, F. M. Laird, W. O. Corddell, J. R. Taylor, J. C. Campbell, D. L. Jones, L. G. Harris, A. F. Bates.

BILLS AND RESOLUTIONS.

(Bills.)

By Senator Hicks:

Senate bill No. 294, a bill to be entitled "An Act to amend Chapter 67 of the Acts of the Twenty-sixth Legislature, passed at its regular session, 1899, said chapter being 'An Act requiring the county commissioners court of any county, or the city council of any incorporated town or city in the State, to submit propositions for the

issuance of bonds to a vote of the qualified taxpayers of such county or incorporated city or town, and to repeal the provisions of all city charters in conflict herewith,' by changing, altering and amending Section four (4) of said Chapter 67 so as to read as follows:

Sec. 4. This act shall not apply to funding bonds issued or to be issued for the funding of any valid outstanding bonds of said county; provided, that this act shall not apply to any bond issue when for a sum not exceeding \$2000, when issued for the purpose of repairing or making additions to buildings or structures for the building of which bonds are allowed to be issued.

And by adding to said act Section 7, declaring an emergency, and providing that this act shall take effect from and after its passage."

Read first time, and referred to Judiciary Committee No. 1.

By Senator Griggs:

Senate bill No. 295, a bill to be entitled "An Act to provide a method for the assessment and collection of taxes on real properties omitted from the tax rolls for any year or years since the year 1884, and a method of re-assessing and collecting the tax on real properties on which former assessments are found to be invalid, or which have been declared invalid by any district court for any reason in any suit to enforce the collection of taxes on said properties."

Read first time, and referred to Judiciary Committee No. 1.

By Senator Barrett:

Senate bill No. 296, a bill to be entitled "An Act to make appropriation of \$3700 for necessary improvements at the Confederate Home, and declaring an emergency."

Read first time, and referred to Finance Committee.

(Resolution.)

By Senator Faulk:

Senate concurrent resolution No. 9:

Whereas, There is a mistake in the enrollment of Senate bill No. 11, which is now in the Governor's hands; therefore be it

Resolved by the Senate, the House concurring, that the Governor be requested to return said bill to the Senate for correction.

The resolution was read and adopted.

SENATE BILL NO. 84—PASSAGE OF.

On motion of Senator McKamy, the pending order of business (House bill No. 47), was suspended, and the Senate took up, out of its order, Senate bill No. 84.

The Chair laid before the Senate on second reading,

Senate bill No. 84, a bill to be entitled "An Act to provide for and regulate the granting of license to practice dentistry in the State of Texas, and to repeal all laws in conflict therewith."

On motion of Senator McKamy, the committee report, which recommended a substitute bill, was adopted.

Senator McKamy offered the following amendment:

Amend the bill by adding after Section 15 the following:

Section 16. The near approach of the end of the session, the crowded condition of the docket, the great importance to the people for an amendment to the dental law, creates an emergency an imperative public necessity requiring bills to be read on three several days be suspended, and that this bill be in force from and after its passage, and it is so enacted.

The amendment was adopted.

Bill read second time and ordered engrossed. On motion of Senator McKamy the constitutional rule requiring bills to be read on three several days was suspended and the bill put on its third reading and final passage by the following vote:

Yeas—26.

Barrett.	Hicks.
Beaty.	Hill.
Brachfield.	Holland.
Chambers.	Looney.
Davidson.	Martin.
Decker.	McKamy.
Faulk.	Meachum.
Faust.	Paulus.
Glasscock.	Skinner.
Grinnan.	Smith.
Hanger.	Stone.
Harbison.	Terrell.
Harper.	Willacy.
Hawkins.	

Absent.

Griggs.	Stafford.
Hale.	Stokes.

The bill, substitute Senate bill No. 84, was read third time and passed.

Senator McKamy moved to reconsider the vote by which the bill was passed, and lay that motion on the table.

The motion to table prevailed.

HOUSE BILL NO. 190—PASSAGE OF.

On motion of Senator Hill, the pending order of business (House bill No. 47), was suspended, and the Senate took up, out of its order, House bill No. 190,

The Chair laid before the Senate on second reading,

House bill No. 190, a bill to be entitled "An Act to authorize and require the Attorney General to bring suits for the value of timber destroyed, used and otherwise appropriated by persons and corporations on public free school, University, asylum and other public lands of the State; to fix the venue of said suits; to require the Commissioner of the General Land Office and county attorneys to report to the Attorney General, and to fix compensation of said officers for said services."

Senator Faulk offered the following amendment:

Amend lines 28 and 29, page 1, by striking out the following words: "In Travis county, Texas, or."

Senator Hawkins moved to table the amendment, which motion was lost by the following vote:

Yeas—11.

Decker.	Hill.
Glasscock.	Holland.
Grinnan.	Martin.
Hanger.	Meachum.
Harbison.	Stokes.
Hawkins.	

Nays—15.

Barrett.	Looney.
Beaty.	McKamy.
Brachfield.	Paulus.
Chambers.	Skinner.
Faulk.	Smith.
Faust.	Stone.
Harper.	Terrell.
Hicks.	

Absent.

Davidson.	Stafford.
Griggs.	Willacy.
Hale.	

Senator Grinnan offered the following substitute for the amendment:

Amend by striking out "Travis county," in line 20, and insert the following, "in any county in."

The substitute amendment was adopted by the following vote:

Yeas—16.

Barrett.	Hawkins.
Beaty.	Hicks.
Davidson.	Hill.
Decker.	Holland.
Glasscock.	Looney.
Grinnan.	Martin.
Hanger.	Meachum.
Harbison.	Willacy.

Nays—11.

Brachfield.	Chambers.
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Faulk.
Faust.
Harper.
Paulus.
Skinner.

Smith.
Stokes.
Stone.
Terrell.

Absent.

Griggs.
Hale.

McKamy.
Stafford.

The amendment, as substituted, was then adopted.

Senator Beaty offered the following amendment:

Amend the printed bill by adding the following after the word "timber," "and all minerals or other property of value taken therefrom," in line 25, page 1. Also in line 5, page 2. Also in line 25, page 2. And amend the caption to conform thereto.

The amendment was adopted.

Bill read second time and passed to a third reading.

On motion of Senator Hill, the constitutional rule requiring bills to be read on three several days was suspended, and the bill put on its third reading and final passage by the following vote:

Yeas—27.

Barrett.
Beaty.
Brachfield.
Chambers.
Davidson.
Decker.
Faulk.
Faust.
Glasscock.
Grinnan.
Hanger.
Harbison.
Harper.
Hawkins.

Hill.
Holland.
Looney.
Martin.
McKamy.
Meachum.
Paulus.
Skinner.
Smith.
Stokes.
Stone.
Terrell.
Willacy.

Absent.

Griggs.
Hale.

Hicks.
Stafford.

The bill was read third time and passed by the following vote:

Yeas—26.

Barrett.
Beaty.
Brachfield.
Chambers.
Davidson.
Decker.
Faulk.
Faust.
Glasscock.
Grinnan.
Hanger.
Harbison.
Harper.

Hawkins.
Hill.
Holland.
Looney.
Martin.
Meachum.
Paulus.
Skinner.
Smith.
Stokes.
Stone.
Terrell.
Willacy.

Absent.

Griggs.
Hale.
Hicks.

McKamy.
Stafford.

Senator Hill moved to reconsider the vote by which the bill was passed, and lay that motion on the table.

The motion to table prevailed.

FIRST HOUSE MESSAGE.

Hall of the House of Representatives.
Twenty-ninth Legislature.
Austin, Texas, March 16, 1905.

Hon. George D. Neal, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bills:

Senate bill No. 153, a bill to be entitled "An Act to reorganize the Twenty-seventh, Thirty-third and Thirty-fifth Judicial Districts of the State of Texas, and to fix the time for holding court therein as passed by the Twenty-seventh Legislature, Chapter 64, page 133, and to repeal all laws and parts of laws in conflict therewith," with amendments.

House bill No. 555, a bill to be entitled "An Act to create the Sixty-second Judicial District of Texas; to name the counties composing said district; to prescribe the time of holding the terms of the district court in said district; to provide for the appointment of district judge for said district," etc., with engrossed rider.

House bill No. 473, a bill to be entitled "An Act to amend the charter of the city of Sherman, entitled 'An Act to incorporate the city of Sherman, in Grayson county, Texas, and to fix the boundaries thereof, and to provide for its government and the management of its affairs,' passed by the Twenty-fourth Legislature, as amended by amending Section 97 thereof, in regard to the levying and collecting of taxes, and to repeal all laws and parts of laws in conflict therewith, and to declare an emergency."

House concurs in Senate amendments to House bill 39.

House grants the Senate request for free conference committee on Senate bill 62 and the following has been appointed on the part of the House: Greenwood, Brelsford, Shannon, Canales, Rosser Thomas.

Respectfully,
BOB BARKER,
Chief Clerk, House of Representatives.

BILLS READ AND REFERRED.

The Chair, Lieutenant Governor

Neal, had read and referred, after their captions had been read, the following House bill:

House bill No. 555, to Judicial Districts.

(See above message for caption.)

HOUSE BILL NO. 47—PENDING BUSINESS—PASSAGE OF.

The Chair laid before the Senate on second reading, as pending business,

House bill No. 47, a bill to be entitled "An Act to amend Article 338, Title IX, Chapter 4, of the Penal Code of the State of Texas, as amended by the Acts of the Twenty-fifth Legislature, page 24, relating to carrying arms," amending the law so as to include any knife, the blade of which exceeds four inches in length, and increasing the punishment by making it a fine of not less than one hundred dollars nor more than two hundred dollars, and by confinement in the county jail not less than thirty days nor more than twelve months.

There being a favorable majority committee report and an unfavorable minority report.

Question being on Senator Harper's motion to adopt the minority report, which would kill the bill.

The motion was lost by the following vote:

Yeas—9.

Davidson.	Hill.
Decker.	Stone.
Glasscock.	Terrell.
Hanger.	Willacy.
Harper.	

Nays—20.

Barrett.	Hicks.
Beaty.	Holland.
Brachfield.	Looney.
Chambers.	Martin.
Faulk.	McKamy.
Faust.	Meachum.
Griggs.	Paulus.
Grinnan.	Skinner.
Harbison.	Smith.
Hawkins.	Stokes.

Absent.

Hale.	Stafford.
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Senator Faulk offered the following amendment:

Amend by striking out all after the words "by," line 25, and insert in lieu thereof the following: "Confinement in the penitentiary for a term of one year."

Senators Meachum and Willacy offered the following substitute for the amendment:

31—Senate.

Amend the bill by striking out the word "and," in line 26, and insert in lieu thereof the word "or," and insert after the word "months," in line 28, the words "or by both such fine and imprisonment."

(Senator Willacy in the chair.)

Senator Chambers moved to table the substitute amendment, which motion was lost by the following vote:

Yeas—9.

Brachfield.	Harper.
Chambers.	Holland.
Davidson.	Smith.
Faulk.	Stone.
Grinnan.	

Nays—19.

Barrett.	Looney.
Beaty.	Martin.
Decker.	McKamy.
Faust.	Meachum.
Glasscock.	Paulus.
Hanger.	Skinner.
Harbison.	Stokes.
Hawkins.	Terrell.
Hicks.	Willacy.
Hill.	

Absent.

Griggs.	Stafford.
Hale.	

The substitute amendment was then adopted by the following vote:

Yeas—17.

Barrett.	Hill.
Beaty.	Looney.
Decker.	McKamy.
Faust.	Meachum.
Glasscock.	Skinner.
Hanger.	Stokes.
Harbison.	Stone.
Hawkins.	Willacy.
Hicks.	

Nays—11.

Brachfield.	Holland.
Chambers.	Martin.
Davidson.	Paulus.
Faulk.	Smith.
Grinnan.	Terrell.
Harper.	

Absent.

Griggs.	Stafford.
Hale.	

The amendment as substituted was then adopted.

Senator Holland offered the following amendment:

Amend by inserting after the word "carry," in line 21, page 1, of the printed bill the word "concealed."

On motion of Senator Meachum, the amendment was tabled.

Senator Glasscock offered the following amendment:

Amend by striking out the words "one hundred," in lines 25 and 26, page 1, of the printed bill, and insert in lieu thereof the words "twenty-five."

The amendment was lost by the following vote:

Yeas—11.

Barrett.	Hawkins.
Davidson.	McKamy.
Decker.	Meachum.
Glasscock.	Stone.
Hanger.	Terrell.
Harper.	

Nays—16.

Beaty.	Hicks.
Brachfield.	Hill.
Chambers.	Holland.
Faulk.	Looney.
Faust.	Martin.
Griggs.	Skinner.
Grinnan.	Smith.
Harbison.	Willacy.

Absent.

Hale.	Stafford.
Paulus.	Stokes.

Senator Terrell offered an amendment, which was ruled out of order on account of the adoption of a like amendment.

Senator Meachum moved the previous question on the engrossment of the bill, the same being duly seconded. The same was so ordered.

The bill was read and passed to a third reading.

Senator Beaty moved to reconsider the vote by which the bill was ordered engrossed, and lay that motion on the table.

The motion to table prevailed.

SENATE BILL NO. 154—SENATE REFUSED TO CONCUR IN HOUSE AMENDMENTS.

Senator Grinnan called up

Senate bill No. 154, a bill to be entitled "An Act to exempt the counties of Uvalde, Zavala, Runnels and Taylor from the provisions and operation of Articles 5002 and 5042, both inclusive, of Chapter 6, Title CII, of the Revised Civil Statutes of 1895, as amended by the acts of the Twenty-eighth Legislature, relating to the inspection of hides and animals."

And moved that the Senate do not concur in the House amendments (which are not given here), and asked for a Free Conference Committee.

The motion was adopted.

HOUSE BILL NO. 87.

On motion of Senator Hawkins, the pending order of business (House bill No. 67) was suspended, and the Senate took up, out of its order, House bill No. 87.

Senator Hawkins here yielded the floor to Senator McKamy.

SENATE BILL NO. 258—PAS-SAGE OF.

On motion of Senator McKamy, the pending order of business (House bill No. 87) was suspended, and the Senate took up, out of its order, Senate bill No. 258.

The Chair laid before the Senate, on second reading,

Senate bill No. 258, a bill to be entitled "An Act to provide for the appointment and qualification of a county auditor in any county having therein a city with a population of forty thousand and over; providing for the manner of the appointment; the duties of said officer; the compensation allowed; making this act cumulative of other provisions in the present laws, and repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

Senator McKamy moved that the committee report, which recommended a substitute bill, be adopted.

The motion was adopted, and the bill then became a substitute Senate bill.

Senator Holland offered the following amendment:

Amend by striking out the words "forty thousand" wherever they occur and insert the words "thirty thousand."

The amendment was adopted.

Bill read second time and ordered engrossed.

On motion of Senator McKamy the constitutional rule requiring bills to be read on three several days was suspended and the bill put on its third reading and final passage by the following vote:

Yeas—28.

Barrett.	Hawkins.
Beaty.	Hicks.
Brachfield.	Hill.
Chambers.	Holland.
Davidson.	Looney.
Decker.	Martin.
Faulk.	McKamy.
Faust.	Meachum.
Glasscock.	Paulus.
Griggs.	Skinner.
Grinnan.	Stokes.
Hanger.	Stone.
Harbison.	Terrell.
Harper.	Willacy.

Absent.

Hale. Stafford.
Smith.

(Lieutenant Governor Neal in chair.)

Senator Hanger offered the following amendment:

Amend the engrossed bill by striking out the words "thirty thousand" in line 13, page 8, and in caption and inserting in lieu thereof the words "twenty-five thousand."

The amendment was adopted by the following vote:

Yeas—27.

Barrett.	Hawkins.
Beaty.	Hicks.
Brachfield.	Hill.
Chambers.	Holland.
Davidson.	Looney.
Decker.	Martin.
Faulk.	McKamy.
Faust.	Meachum.
Glasscock.	Paulus.
Griggs.	Stokes.
Grinnan.	Stone.
Hanger.	Terrell.
Harbison.	Willacy.
Harper.	

Absent.

Hale. Smith.
Skinner. Stafford.

The bill was read third time, and passed by the following vote:

Yeas—28.

Barrett.	Hawkins.
Beaty.	Hicks.
Brachfield.	Hill.
Chambers.	Holland.
Davidson.	Looney.
Decker.	Martin.
Faulk.	McKamy.
Faust.	Meachum.
Glasscock.	Paulus.
Griggs.	Skinner.
Grinnan.	Stokes.
Hanger.	Stone.
Harbison.	Terrell.
Harper.	Willacy.

Absent.

Hale. Stafford.
Smith.

Senator McKamy moved to reconsider the vote by which the bill was passed, and lay that motion on the table.

The motion to table prevailed.

SECOND HOUSE MESSAGE.

Hall of the House of Representatives,
Twenty-ninth Legislature.

Austin, Texas, March 16, 1905.

Hon. Geo. D. Neal, President of the Senate.

Sir: I am directed by the house to

inform the senate that the house has passed the following bills:

Senate bill No. 70, a bill to be entitled "An Act to authorize the Texas and New Orleans Railroad Company to sell the line of railroad now owned by it, extending from the city of Dallas to Sabine Pass, with the franchise and other property thereunto appertaining, to any railroad company heretofore incorporated under the laws of this State which does not own or have under its control a parallel or competing line, or to any railroad company which may be hereafter incorporated under the laws of this State with power to operate a railroad between the city of Dallas and Sabine Pass, and to authorize any such railroad company to purchase, own and operate said line of railroad, with the franchises and other property thereunto appertaining."

With amendments.

House bill No. 578, a bill to be entitled "An Act to create a more efficient road system for Cooke county, Texas."

Substitute Senate bill Nos. 5 and 79, a bill to be entitled "An Act to amend Title XL, Chapter 2, Revised Civil Statutes of the State of Texas of 1895, by adding Article 2274a, and amending Articles 2282 and 2284 of said title and chapter, relating to notice for the manner of taking depositions in civil cases."

With amendments.

Respectfully,

BOB BARKER,

Chief Clerk, House of Representatives.

BILL READ AND REFERRED.

The Chair (Senator Willacy) had read and referred, after its caption had been read, the following House bill:

House bill No. 578, referred to Committee on Roads, Bridges and Ferries: (See above message for caption.)

SENATE BILL NO. 70—HOUSE AMENDMENTS CONCURRED IN.

Senator Beaty called up

Senate bill No. 70, a bill to be entitled "An Act to authorize the Texas and New Orleans Railroad Company to sell the line of railroad now owned by it, extending from the city of Dallas to Sabine Pass, with the franchises and other property thereunto appertaining, to any railroad company heretofore incorporated under the law of

this State which does not own or have under its control a parallel or competing line, or to any railroad company which may be hereafter incorporated under the laws of this State with power to operate a railroad between the city of Dallas and Sabine Pass, and to authorize any such railroad company to purchase, own and operate said line of railroad with the franchises and other property thereunto appertaining."

And moved that the Senate concur in the following House amendments:

Amend page 93, line 14, Section 5, by striking out the words "and competing."

(1)

Amend the bill by inserting at the end of Section 5, line 31, page 3, the following:

Sec. 5a. In the event a sale is consummated in accordance with the foregoing provisions of this act, then the purchaser is hereby authorized to construct, own, operate and maintain, or to amend its charter so as to authorize it to construct, own, operate and maintain, a line of railroad from any point on the line of railroad so purchased to the State penitentiary, located at the town of Rusk, in the county of Cherokee, Texas, and there connect with a line of railroad owned by the State of Texas connecting the said State penitentiary with the town of Rusk, and the said purchaser shall construct and put in operation such railroad from a point on the line so purchased to the said State penitentiary within two years from and after the date of such purchase; otherwise the powers, rights and privileges granted by this act shall be forfeited. Provided, that the citizens of the town of Rusk and of Cherokee county shall secure and donate or tender within six months from and after the date of such purchase, a right of way 200 feet in width over such route as the purchaser may designate, for the construction of such new line, together with adequate right of way, terminal and depot grounds in the town of Rusk, said donation to convey good title to such grounds to said purchaser. Upon the completion by the said purchaser of the line of road connecting the railroad purchased with the said State penitentiary, the said purchaser, its successor or assigns, shall enjoy, and the right is hereby granted to it to enjoy, jointly with the State of Texas, for a period of ninety-nine years, the right to operate, free of cost, its cars, engines and trains over the track belonging to the State of Texas connecting the said State penitentiary with the St. Louis Southwestern Railway Company of

Texas, approximately one mile and a half in length, and shall also enjoy the right to take from the said State penitentiary such a supply of water as it may elect to take for use in connection with the operation of its railroad.

(2)

"And to authorize such purchaser to construct, own, operate and maintain, or to amend its charter so as to authorize it to construct, own, operate and maintain, a railroad from a connection with the line so purchased, to the State penitentiary at the town of Rusk, in Cherokee county, Texas, and granting to the said purchaser the right to use, jointly with the State, the railroad belonging to the State, connecting the said State penitentiary with the St. Louis Southwestern Railroad Company of Texas at the town of Rusk."

The motion was adopted by the following vote:

Yeas—25.

Barrett.	Hawkins.
Beaty.	Hicks.
Brachfield.	Holland.
Chambers.	Looney.
Davidson.	Martin.
Decker.	McKamy.
Faulk.	Meachum.
Faust.	Paulus.
Glasscock.	Stokes.
Griggs.	Stone.
Grinnan.	Terrell.
Hanger.	Willacy.
Harbison.	

Nays—1.

Harper.

Absent.

Hale.	Smith.
Hill.	Stafford.
Skinner.	

Senator Stokes moved to reconsider the vote by which the amendments were concurred in, and lay that motion on the table.

The motion to table prevailed.

THIRD HOUSE MESSAGE.

Hall of the House of Representatives,
Twenty-ninth Legislature,
Austin, Texas, March 16, 1905.
Hon. Geo. D. Neal, President of the Senate:

Sir: I am directed by the House to inform the Senate that the House has passed the following bill:

Senate bill No. 12, a bill to be entitled "An Act to compel all corporations in this State owning, leasing or

operating a municipal franchise to file annual reports, and providing penalties for violation of same," with amendments.

Respectfully, BOB BARKER,
Chief Clerk, House of Representatives.

FREE CONFERENCE COMMITTEE APPOINTED.

The Chair here appointed the following as Free Conference Committee on part of the Senate on Senate bill No. 62:

Senators Faulk, Meachum and Chambers.

HOUSE BILL NO. 87—PENDING BUSINESS.

The Chair laid before the Senate on second reading,

House bill No. 87, a bill to be entitled "An Act to amend Sections 1, 3 and 4, of Chapter 97, page 127, Acts of the Regular Session of the Twenty-eighth Legislature, authorizing the sale of certain portions of the public free school, university and asylum lands to railroad companies owning, operating or constructing railroads in this State for the location and establishment of town sites, depots, stations, yards, roundhouses, shops, divisional terminals or water stations, and to prescribe the terms and conditions of such sales; to authorize the Commissioner of the General Land Office or the board of regents of the State University, as the case may be, to fix the price of such lands when sold for such purposes.

Senator Davidson offered the following amendment:

Amend the bill by adding after the word "houses," in line 4, page 4, the following, "and provided further, that all lands acquired for townsite purposes under this bill shall be in good faith placed upon the market for sale, and said railway company shall alienate the title to said lands so sold to said railway company within the term of seven years after acquiring title to same."

Senator Hawkins offered the following amendment to the amendment:

Amend the amendment by striking out "seven years" and by inserting "ten years," in lieu thereof.

The amendment to the amendment was adopted, and

The amendment, as amended, was then adopted.

Senator Looney offered the following amendment:

Amend the bill by adding to Section 3 as follows: "Provided, that the title to all minerals on or under the surface

of any land acquired hereunder shall not pass, but shall remain the property of the public free schools, University or the asylum, as the case may be."

Senator Hicks moved the previous question on the pending amendment and the bill, the same being duly seconded, and

Senator Hicks, with consent and on request of the author of the bill, withdrew the motion.

Senator Smith offered the following amendment to the amendment:

Amend the amendment by adding the following thereto: "In all land which the Land Commissioner may designate as mineral lands at any time before said railway company alienates the same to any bona fide purchaser thereof."

ADJOURNMENT.

Senator Meachum moved that the Senate take a recess until 8 o'clock tonight, and

Senator Smith amended the motion by making it that local bills only be considered.

Senator Stone moved that the Senate adjourn until tomorrow morning at 10 o'clock.

Action being on the longest time first, the motion to adjourn until tomorrow morning at 10 o'clock was adopted by the following vote:

Yeas—14.

Barrett.	Griggs.
Brachfield.	Grinnan.
Davidson.	Harper.
Decker.	McKamy.
Faulk.	Paulus.
Faust.	Smith.
Glasscock.	Stone.

Nays—13.

Beaty.	Holland.
Chambers.	Looney.
Hanger.	Meachum.
Harbison.	Stokes.
Hawkins.	Terrell.
Hicks.	Willacy.
Hill.	

Absent.

Hale.	Skinner.
Martin.	Stafford.

APPENDIX A.

COMMITTEE REPORTS.

CITY AND TOWN CORPORATIONS.

Committee Room,
Austin, Texas, March 16, 1905.
Hon. Geo. D. Neal, President of the Senate.
Sir: Your Committee on City and

Town Corporations, to whom was referred

House bill No. 290, a bill to be entitled "An Act to incorporate the city of Denison, in Grayson county, Texas, and to fix the boundaries thereof, and to provide for its government and the management of its affairs, approved April 6, 1891, and to amend Sections 145 and 158 of an act of the Legislature of the State of Texas, entitled 'An Act to amend Sections 12, 19, 28, 65, 145, 147, 149, 158 and 160 of an Act entitled 'An Act to incorporate the city of Denison, Grayson county, Texas, and to fix the boundaries thereof, and to provide for its government and the management of its affairs, passed 1893,' and to add to said Section 158 Sections 1a to 29a, inclusive, so as to provide a just and effective law for designating improvement districts in the city of Denison for the taxing of property owners thereof to pay in whole or in part for making necessary street and sidewalk improvements in such improvement districts, and for repealing all laws and parts of laws in conflict therewith."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and that the same be not printed.

BEATY, Chairman.

EDUCATIONAL AFFAIRS.

Committee Room,

Austin, Texas, March 16, 1905.

Hon. Geo. D. Neal, President of the Senate.

Sir: Your Committee on Educational Affairs, to whom was referred

Senate bill No. 280, a bill to be entitled "An Act validating the diploma of the 'Texas Industrial Institute and College for the Education of White Girls of the State of Texas in the Arts and Sciences' as a teacher's first grade certificate, and authorizing the State Superintendent of Public Instruction to indorse such diploma, thereby validating it as a permanent State certificate."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass.

GRINNAN, Chairman.

FINANCE.

(Floor Report.)

Committee Room,

Austin, Texas, March 16, 1905.

Hon. Geo. D. Neal, President of the Senate.

Sir: Your Committee on Finance, to whom was referred

Senate bill No. 296, a bill to be entitled "An Act to make appropriation of \$3700 for necessary improvements at the Confederate Home, and declaring an emergency,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be not printed.

WILLACY, Chairman.

PUBLIC LAND AND LAND OFFICE.

Committee Room,

Austin, Texas, March 16, 1905.

Hon. Geo. D. Neal, President of the Senate.

Sir: Your Committee on Public Land and Land Office, to whom was referred Senate bill No. 285, a bill to be entitled "An Act to amend Article 4076 of the Revised Statutes of 1895, relating to the filling of vacancies in the office of county and district surveyor in this State, and to add the emergency clause."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass.

DAVIDSON, Chairman.

ENGROSSING DEPARTMENT.

Committee Room,

Austin, Texas, March 16, 1905.

Hon. Geo. D. Neal, President of the Senate.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 143, being "An Act to amend Articles 4308, 4309, 4310, 4311, 4312, 4314, 4315, 4316, Title XC, Revised Civil Statutes of the State of Texas, relating to public weighers, and providing for the appointment and election of public weighers for justice precincts when so desired by the voters of any justice precinct, and regulate the fees charged by the public weighers, and regulating the bonds of all public weighers, and prohibiting others from weighing cotton where the office of public weigher has been created, and providing for an election to abolish the public weigher's office in counties where it is not wanted, and repeal all laws and parts of laws in conflict with this act."

And find the same correctly engrossed.

BARRETT, Chairman.

ENGROSSING DEPARTMENT.

Committee Room,

Austin, Texas, March 16, 1905.

Hon. Geo. D. Neal, President of the Senate.

Sir: Your Committee on Engrossed

Bills have carefully examined and compared

Substitute Senate bill No. 84, being "An Act to regulate the practice of dentistry in the State of Texas, to provide for the appointment of a board of dental examiners, prescribing their duties, and to repeal all laws and parts of laws in conflict with this act."

And find the same correctly engrossed.

BARRETT, Chairman.

Committee Room,

Austin, Texas, March 14, 1905.

Hon. Geo. D. Neal, President of the Senate.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 218, being "An Act to provide for a more efficient system of public free schools for the State of Texas; defining the school funds; providing for the investment of the permanent fund, and the apportionment of the available fund; defining the duties of certain State officers in reference to the public free schools; creating the offices of State and county superintendents, providing for their election and salaries, and prescribing their qualifications and duties; prescribing the duties of other officers in reference to the public schools and public school funds; making county judges ex officio county superintendents in all counties not having county superintendents, and providing for their compensation; providing for reports of school officers and teachers; providing for the creation of school districts in all of the counties of this State; providing for the election of school trustees and prescribing their qualifications and duties; providing for the creation of county line districts; providing for levying and collecting special taxes for the further maintenance of the public free schools and the erection of school houses; providing for the issuance of common school district bonds for building purposes, and providing a sinking fund therefor; providing for the creation of independent school districts at eleemosynary institutions and appointment of trustees therefor; providing for independent school districts in cities and towns and in towns and villages and in independent districts incorporated for school purposes only; providing for the issuance of bonds for school purposes by independent districts, and creating sinking funds therefor; providing for the levy of special taxes by independent districts; providing for election of school trustees in independent districts and prescribing their qualifications and duties and naming

and enumerating the officers of independent district school boards and the duties and powers thereof; providing for school houses and school supplies; fixing the scholastic age; providing for taking the scholastic census; authorizing trustees to administer oaths; providing penalties for refusing to answer questions regarding the age of children and other penalties regarding violations of the provisions of this act; regulating the transfer of the school fund; providing separate schools for white and for colored children and prescribing the studies to be taught therein; fixing the scholastic year and length of the school month; providing for boards of examiners and the issuance of teachers' certificates; providing for compensation and prescribing the duties of teachers employed thereunder; providing for the extension of teachers' certificates; providing for the cancellation of teachers' certificates; providing for the teaching of manual training; regulating conveyances and bequests for the benefit of the public schools; repealing certain laws, and declaring an emergency."

And find the same correctly engrossed.

BARRETT, Chairman.

ENROLLING DEPARTMENT,

Committee Room,

Austin, Texas, March 14, 1905.

Hon. Geo. D. Neal, President of the Senate.

Sir: Your Committee on Enrolled Bills have carefully examined and compared

Senate bill No. 230, being "An Act to permit persons liable to road duty in Comal county to pay \$3 a year in lieu of working the road, and to exempt Comal from Article No. 4733 of the Revised Statutes of the State of Texas."

And find the same correctly enrolled, and have this day delivered the same to the Governor, at 10:12 a. m. o'clock, for his approval.

TERRELL, Chairman.

FORTY-THIRD DAY.

Senate Chamber,

Austin, Texas,

Friday, March 17, 1905.

Senate met pursuant to adjournment, Lieutenant Governor George D. Neal presiding.

Roll call, quorum present, the following Senators answering to their names: